



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

**REGION IX**

**75 Hawthorne Street**

**San Francisco, CA 94105-3901**

**June 15, 2004**

Tom Reynolds  
General Manager  
Pechiney Cast Plate  
3200 Fruitland Ave.  
Vernon, CA 90058

CERTIFIED MAIL No. 7001 0360 0000 3636 7792  
RETURN RECEIPT REQUESTED

Re: Request for Information from Pechiney Cast Plate ("Pechiney")

Dear Mr. Reynolds:

The United States Environmental Protection Agency, Region 9 ("EPA") requests the following information from Pechiney. Pechiney is required, under the authority of Section 114 of the Clean Air Act, to provide the following information to EPA regarding its secondary aluminum facility in Vernon, California, within ten (10) calendar days of receipt of this letter.

1. Describe the following processing equipment at your facility:
  - a. In-line fluxer;
  - b. Portable vats;
  - c. All air pollution control devices, including but not limited to baghouses. State if the baghouses are coated with any materials and the purpose of such coating.
2. Provide a copy of all labels on any secondary aluminum equipment installed to meet the requirements of 40 C.F.R. § 63.1506(b), and the date when these labels were installed on the equipment.
3. Produce a scale drawing showing how aluminum is processed through the above equipment including any pollution control devices. If no scale drawing is available, provide a line drawing with a reasonable approximation of scale.
4. For the period since March 23, 2003:
  - a. Has Pechiney added flux (including all chlorine gas and salt flux used in your processes) to any of the aluminum processing equipment?
  - b. If so, state which equipment has flux added to it and provide a copy of all product specification sheets or other documentation which shows the chloride content of the flux. If the type of flux has changed in the last two years, state when this change occurred.

- c. Identify the amount of chlorine (including gaseous, liquid, and solid forms) charged into your aluminum processing equipment on a monthly and annual basis. If a range of chlorine concentration is given for the flux, use the maximum concentration for these calculations.
  - d. Segregate the amounts of chlorine gas identified in 4.c. above for: 1. in-line usage at the flux box; 2. portable vats; and 3. other equipment where chlorine gas is used.
  - e. Also identify the amounts of salt flux identified in 4.c. added to the furnace sidewall or elsewhere, and the associated amount of chlorine associated with it.
  - f. Produce any documents that serve as a basis for these calculations other than those already produced pursuant to 4.b. above.
5. Provide documentation on whether Pechiney is a major source or area source for Hazardous Air Pollutants (HAPs) and provide the basis to substantiate that determination. If a range of concentrations is given for the flux, use the maximum concentration. Produce any documents that serve as a basis for these calculations.

Pechiney's response to this request must be signed by a responsible corporate official. All documents produced should be separated (and tabbed) based on this information request and organized in chronological order.

If Pechiney seeks to withhold any documents based on claim of attorney-client communications privilege or the attorney work product doctrine in its response to this Section 114 letter, provide a privilege log for each document containing the following information: (i) the date, author(s), every individual to whom the document was originally sent, every individual who subsequently acquired the document, the purpose for which the document was sent to or obtained by those individuals, and the employment titles of the authors and recipients; (ii) the subject matter of the document; (iii) the privilege claimed for the document and all facts supporting the claim of privilege; (iv) the primary purpose(s), including any business purposes, for which the document was made; (v) the question(s) in EPA's Section 114 letter that the document is responsive to; and (vi) all facts contained in the document that are responsive to a question in EPA's Section 114 letter.

Pechiney shall submit the requested information via certified mail with return receipt requested to the following address:

Deborah Jordan  
Director, Air Division  
U.S. Environmental Protection Agency  
75 Hawthorne Street  
San Francisco, CA 94105



Attn: John Brock, AIR-5

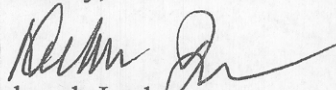
Please be advised that under Section 113(a) of the Clean Air Act, failure to provide the documents and information required by this letter may result in an Order requiring compliance, an Order assessing an administrative penalty, or a civil action for appropriate relief. Section 113(b) of the Clean Air Act, as amended pursuant to the Debt Collection Improvement Act of 1996, provides for the assessment of a civil penalty of up to \$32,500 per day for each violation of the Clean Air Act. 40 C.F.R. Part 19. In addition, Section 113(c) provides criminal penalties for knowingly making any false material statement in, or omitting material information from, any report required under the Clean Air Act. The information provided by Pechiney may be used by the United States in administrative, civil, or criminal proceedings.

You may, if you desire, assert a business confidentiality claim on behalf of Pechiney covering part or all of the information provided to EPA in response to this letter. Any such claim to confidentiality must conform to the requirements set forth in 40 C.F.R. Part 2, especially § 2.203. You are advised that certain information may be made available to the public pursuant to 42 U.S.C. § 7414(c) and 40 C.F.R. § 2.301, notwithstanding a claim that such information is entitled to confidential treatment. If no claim of confidentiality is received with your reply, the information may be made available to the public without notice to Pechiney.

This request for information is not subject to review by the Office of Management and Budget ("OMB") under the Paperwork Reduction Act because it is not an "information collection request" within the meaning of 44 U.S.C. §§ 3502(4) and (11), 3507, 3512, and 3518. Furthermore, it is exempt from OMB review under the Paperwork Reduction Act because it is directed to fewer than ten persons. 44 U.S.C. § 3502(4), (11); 5 C.F.R. § 1320.5(a).

For technical questions regarding this request, please contact John Brock of my staff at (415) 972-3999. For legal questions, please contact Daniel Reich of the Office of Regional Counsel, at (415) 972-3911. Thank you for your cooperation in this matter.

Sincerely,



Deborah Jordan  
Director, Air Division

cc: Ben Shaw, SCAQMD  
Dave Schwien, SCAQMD  
John Higuchi, SCAQMD